



LODI CITY COUNCIL

Carnegie Forum
305 West Pine Street, Lodi

AGENDA – REGULAR MEETING

Date: October 20, 2010

Time: Closed Session 6:00 p.m.
Regular Meeting 7:00 p.m.

For information regarding this Agenda please contact:

Randi Johl, City Clerk
Telephone: (209) 333-6702

6:55 p.m. Invocation/Call to Civic Responsibility. Invocations may be offered by any of the various religious and non-religious organizations within and around the City of Lodi. Invocations are voluntary offerings of private citizens, to and for the benefit of the Council. The views or beliefs expressed by the Invocation Speaker have not been previously reviewed or approved by the Council, and the Council does not endorse the beliefs or views of any speaker.

NOTE: All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the City Clerk, located at 221 W. Pine Street, Lodi, and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the City Clerk's Office as soon as possible and at least 24 hours prior to the meeting date.

C-1 Call to Order / Roll Call

C-2 Announcement of Closed Session

- a) Conference with Dean Gualco, Human Resources Manager (Labor Negotiator), Regarding Unrepresented Executive Management, Lodi City Mid-Management Association, Unrepresented Confidential Employees, AFSCME General Services and Maintenance & Operators, Police Mid-Managers, Lodi Police Officers Association, Lodi Police Dispatchers Association, International Brotherhood of Electrical Workers, Fire Mid-Managers, and Lodi Professional Firefighters Pursuant to Government Code §54957.6
- b) Actual Litigation: Government Code §54956.9; One Application; Lance Hayden v. City of Lodi; WCAB #STK 214337 (3/10/08)
- c) Threatened Litigation: Government Code §54956.9(b); One Case; Potential Suit by Nathan Bullock Against City of Lodi Based on Damage to Personnel Property

C-3 Adjourn to Closed Session

NOTE: THE FOLLOWING ITEMS WILL COMMENCE NO SOONER THAN 7:00 P.M.

C-4 Return to Open Session / Disclosure of Action

A. Call to Order / Roll call

B. Pledge of Allegiance

C. Presentations

- C-1 Sandhill Crane Festival Proclamation
- C-2 Public Power Week Proclamation (EUD)

D. Consent Calendar (Reading; Comments by the Public; Council Action)

- D-1 Receive Register of Claims in the Amount of \$8,154,300.63 (FIN)
- D-2 Approve Minutes (CLK)
 - a) September 28, 2010 (Shirtsleeve Session)
 - b) October 5, 2010 (Shirtsleeve Session)
 - c) October 6, 2010 (Regular Meeting)
 - d) October 12, 2010 (Shirtsleeve Session)

- D-3 Approve Specifications and Authorize Advertisement for Bids for Continued Maintenance of Landscape Areas for 2011 (PW)
- D-4 Authorize Acceptance of Donation of 2007 Ford Van as Partners Replacement Vehicle (PD)
- Res. D-5 Adopt Resolution Authorizing the City Manager to Execute Agreements with the Following Entities for the State Route 99/Harney Lane Interim Improvement Project and Appropriating Funds in the Amount of \$1,500,000 for the Total Project (PW)
 - a) Knife River Construction, of Stockton, for Construction (\$944,450)
 - b) Mark Thomas & Company, of Sacramento, for Construction Administration (\$175,400)
 - c) Fehr & Peers Transportation Consultants, of Roseville, for Traffic Signal Coordination (\$13,990)
 - d) San Joaquin Council of Governments for Incidental Take Minimization Measures Agreement (\$26,452.68)
- Res. D-6 Adopt Resolution Authorizing the City Manager to Enter into a Letter of Agreement Between the City of Lodi and Scientific Specialties, Inc. for the Sale of Designated Municipal Electric Distribution Facilities (\$36,983) (EUD)
- Res. D-7 Adopt Resolution Approving the Western Systems Power Pool Agreement and Authorizing Execution by the City Manager and Administration by the Electric Utility Director (\$25,000) (EUD)
- Res. D-8 Adopt Resolution Authorizing \$250,000 in Public Benefit Program Funds for the Energy Efficiency Financing Pilot Project and Authorizing the Electric Utility Director to Administer the Project (EUD)
- Res. D-9 Adopt Resolution Approving Updated Engineering and Traffic Surveys on Almond Drive, Crescent Avenue (Kettleman Lane to Lodi Avenue), and Harney Lane (West City Limits to East City Limits) Resulting in No Change to Existing Speed Limits (PW)
- D-10 Set Public Hearing for November 3, 2010, to Consider Adoption of the 2010 California Building Code, Mechanical Code, Electrical Code, Plumbing Code, Residential Code, Green Building Standard Code, Fire Code with Local Amendments Including a Fee Schedule for Operational Permits and ATC 20 Placards (CD)
- D-11 Set Public Hearing for November 17, 2010, to Consider Resolution Approving Transit Fare Structure Updates (PW)

E. Comments by the Public on Non-Agenda Items

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

F. Comments by the City Council Members on Non-Agenda Items

G. Comments by the City Manager on Non-Agenda Items

H. Public Hearings

- Res. H-1 Public Hearing to Consider Substitution of Listed Subcontractors and Bid Protest; Adopt Resolution Authorizing the City Manager to Execute Agreements with the Following Entities for the Surface Water Treatment Facility Project and Appropriating Funds in the Amount of \$36,500,000 for the Total Project (PW)
- a) C. Overaa & Co., of Richmond, for Construction (\$22,837,000)
 - b) Pall Corporation, of Port Washington, New York, for Membrane Filtration System (\$3,926,081)
 - c) Krazan & Associates, of Modesto, for Testing and Inspection Services (\$488,000)
 - d) Durst Contract Interiors, of Stockton, for Furniture (\$52,025.98)
 - e) HDR Engineering, of Folsom, for Construction Administration Services for Surface Water Treatment Facility Project (\$890,000)
 - f) San Joaquin Council of Governments for Incidental Take Minimization Measures Agreement (\$90,606.80)

NOTE: This item is a quasi-judicial hearing and requires disclosure of ex parte communications as set forth in Resolution No. 2006-31

- Ord. H-2 Public Hearing to Consider Introduction of Ordinance Amending Chapter 13.20, "Electrical Service," Article III, "Rates," to Revise Provisions Relating to Net-Metered Energy Generation and Co-Metered Energy Generation (EUD)
- (Introduce)

I. Communications

- I-1 Post for Expiring Terms on Lodi Animal Advisory Commission, Lodi Senior Citizens Commission, Recreation Commission, San Joaquin Council of Governments Citizens' Advisory Committee, and Site Plan and Architectural Review Committee (CLK)
- I-2 Monthly Protocol Account Report (CLK)

J. Regular Calendar

- J-1 Provide Direction to Staff to Resolve Unpermitted Sidewalk Removal at 1032 Laurel Avenue (PW)
- J-2 Approve Water Meter Cost, Extended Payment, and Payment Deferral Plan (PW)
- J-3 Review of Timing for Payment of Development Impact Mitigation Fees (CM)

K. Ordinances – None

L. Adjournment

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

Randi Johl
City Clerk